

Confirmation no. 9391

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	LETAVIC	Examiner:	Hu, Shouxiang
Serial No.:	10/574,065	Group Art Unit:	2811
Filed:	March 30, 2006	Docket No.:	US030375US2 (NXPS.493PA)
Title:	LATERAL THIN-FILM SOI DEVICE HAVING A FIELD PLATE WITH ISOLAED METALLIC REGIONS		

OBJECTION TO APPEAL IRREGULARITIES

Mail Stop Appeal Brief-Patents
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Customer No. 65913

Dear Sir:

Appellant requests review, comment and appropriate action in connection with a recent phone call from Primary Examiner Hu. More specifically, the undersigned received a phone call from Primary Examiner Hu on Wednesday, March 17, 2010, with an invitation to:

submit an acceptable amendment to the claims to overcome the Section 112 rejections;
submit an affidavit by the inventor which would overcome the Section 112 rejections; or
an Examiner interview with the inventor who would explain the Examiner's narrowed interpretation of the last clause of claim 1.

During the call, the irregularity of this invitation was brought to the Examiner's attention. Notwithstanding, as requested by the Examiner, the undersigned took this invitation into consideration with Appellant. This formal communication is in response; Appellant objects to the invitation and submits that this procedure and argument are improper and in conflict with the rules and regulations. *See, e.g.*, M.P.E.P. § 713.05("except for unusual situations, no interview is permitted after the brief on appeal"); M.P.E.P. §§ 704.11(a) and 704.11(b) (examples of information reasonably required, and a request for information should not be made after final).

As there have been several Office Actions issued in this case, Appellant requests that Supervisory Examiner Gurley review and respond. *See* M.P.E.P. § 707.02 (“The supervisory patent examiners are expected to personally check on the pendency of every application which is up for the third or subsequent [office action].”)

Please direct all correspondence to:

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